

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Burwell et al. Attorney Docket No: CHEN0189
Serial No: 10/799,357 Group Art Unit: 3739
Filed: March 12, 2004 Examiner: Johnson III, Henry M
Confirmation No: 6340
Title: LIGHT GENERATING DEVICE TO INTRAVASCULAR USE

FOR ELECTRONIC FILING

ELECTION TRANSMITTAL LETTER

Bellevue, Washington 98004

October 3, 2006

TO THE COMMISSIONER FOR PATENTS:

A. Election Transmittal

Transmitted herewith is an election in the above-identified patent application.

- X 1. No additional claim fee is required, as shown below.
____ 2. The claim fee has been calculated, as shown below.
____ 3. Fees, as calculated below, in the amount of \$____, will be charged to a credit card during electronic submission.

B. Request for Constructive Petition for Extension of Time

It is requested that any concurrent or future reply submitted in the present application requiring a petition for an extension of time under 37 CFR 1.136(a)(3) for timely submission be treated as incorporating a petition for extension of time for the appropriate length of time. It is also requested that any additional required fees under § 1.17, including all required extension of time fees, be charged to Deposit Account No. 01-1940, thereby constructively petitioning for any necessary extension of time to maintain the present application in a pending state.

Computation of Fee For Claims as Amended					
	Claims Remaining after Amendment	Highest Number Previously Paid For	Present Extra	Rate	Additional Fee
Total Claims	58	58	-0-	x 25	\$ -0-
Independent Claims	5	5	-0-	x \$100	-0-
TOTAL ADDITIONAL FEE FOR THIS RESPONSE					\$ <u>-0-</u>

C. Additional Fee Charges or Credit for Overpayment

Please charge any additional fees or credit any overpayment to Deposit Account No. 01-1940.

Respectfully submitted,

/mike king/
Michael C. King
Registration No. 44,832